

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS

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THE CONTINENTAL CASUALTY	)	
COMPANY, as subrogee of RONALD	)	
SHOWALTER, MICHAEL GIOMBETTI,	)	
and W.F. KING,	)	
Plaintiff,	)	
	)	
v.	)	DOCKET NO: 04-11872 WGY
	)	
WILLIAM C. HENCHY, NORTHSIDE	)	
MARINE AT SESUIT HARBOR, INC.,	)	
JOSEPH S. BUSCONE, as Trustee of the	)	
Northside Marina Trust, and FAITH	)	
BUSCONE, as Trustee of the Northside	)	
Marina Trust	)	
Defendants.	)	
	)	

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**NOTICE OF VOLUNTARY DISMISSAL**  
**AS TO CLAIMS AGAINST WILLIAM C. HENCHY, ONLY**

Now comes the Plaintiff, The Continental Casualty Company, as subrogee of Ronald Showalter, Michael Giombetti and W.F. King, and pursuant to Fed. R. Civ. P. 41(a)(1)(i), and hereby provides notice of the voluntary dismissal, without prejudice, of its claims against defendant William C. Henchy, **only**.

Plaintiff,  
The Continental Casualty Company,  
as subrogee of Ronald Showalter, Michael Giombetti  
and W.F. King  
By its Attorneys,

/s/ Philip M. Hirshberg

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Lauren Motola-Davis, Esquire  
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**CERTIFICATE OF SERVICE**

I hereby certify that on October 1, 2004 I served a copy of the within document upon the following counsel by First Class Mail, postage prepaid:

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/s/ Philip M. Hirshberg

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Philip M. Hirshberg